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Jc658 U.S. PTO

PATENT  
Attorney's Docket No. 14-505 C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification of this application:

Class \_\_\_\_\_ Subclass \_\_\_\_\_

PRIOR APPLICATION Serial Number 09/158,418

Examiner: T. Gesesse

Art Unit: 2683

J1017 U.S. PTO  
09/942800  
08/30/01

**BOX Patent Application**  
Assistant Commissioner for Patents  
Washington, D.C. 20231

**CONTINUATION-IN-PART (CIP) APPLICATION TRANSMITTAL**

This is a request for a filing the enclosed Continuation-in-Part application under 37 CFR §1.53(b).

Papers enclosed are:

11 Pages of Specification  
4 Pages of Claims  
1 Pages of Abstract  
6 Sheets of Drawings (XX formal/\_ informal)  
— Information Disclosure Statement

Certification Under 37 CFR 1.10

I hereby certify that this CIP Application Transmittal and the documents referred to as attached therein are being deposited with the United States Postal Service on this date August 30, 2001 in an envelope as "Express Mail Post Office to Addressee" mailing Label Number EL391522435US addressed to the: Assistant Commissioner for Patents, **BOX PATENT APPLICATION**, Washington, D.C. 20231.

Cherie Weaver

Cherie Weaver

Signature

## I. PARTICULARS OF PRIOR APPLICATION

A. Application Serial No. 09/158,418 filed September 22, 1998.

B. Title (as originally filed): EQUIPMENT LOCKING SYSTEM  
(and as last amended - if applicable): \_\_\_\_\_

C. Name of applicant(s) (as originally filed and as last amended) and current correspondence address of applicant(s)

|                                    |   |   |  |
|------------------------------------|---|---|--|
| <b>1. FULL NAME OF INVENTOR</b>    | <b>FAMILY NAME</b><br>Szarka                      | <b>FIRST GIVEN NAME</b><br>Joseph           | <b>SECOND GIVEN NAME</b><br>R.                               |
| <b>RESIDENCE &amp; CITIZENSHIP</b> | <b>CITY</b><br>Wosoter                            | <b>STATE OF FOREIGN COUNTRY</b><br>Ohio     | <b>COUNTRY OF CITIZENSHIP</b><br>U.S.A.                      |
| <b>POST OFFICE ADDRESS</b>         | <b>POST OFFICE ADDRESS</b><br>1903 Myrta Drive    | <b>CITY</b><br>Wooster                      | <b>STATE &amp; ZIP CODE/COUNTRY</b><br>Ohio 44691 U.S.A.     |
| <b>2. FULL NAME OF INVENTOR</b>    | <b>FAMILY NAME</b><br>Rempe                       | <b>FIRST GIVEN NAME</b><br>Torsten          | <b>SECOND GIVEN NAME</b>                                     |
| <b>RESIDENCE &amp; CITIZENSHIP</b> | <b>CITY</b><br>Oklahoma City                      | <b>STATE OR FOREIGN COUNTRY</b><br>Oklahoma | <b>COUNTRY OF CITIZENSHIP</b><br>U.S.A.                      |
| <b>POST OFFICE ADDRESS</b>         | <b>POST OFFICE ADDRESS</b><br>9224 Lansbrook Lane | <b>CITY</b><br>Oklahoma City                | <b>STATE &amp; ZIP CODE/COUNTRY</b><br>Oklahoma 73132 U.S.A. |
| <b>3. FULL NAME OF INVENTOR</b>    | <b>FAMILY NAME</b>                                | <b>FIRST GIVEN NAME</b>                     | <b>SECOND GIVEN NAME</b>                                     |
| <b>RESIDENCE &amp; CITIZENSHIP</b> | <b>CITY</b>                                       | <b>STATE OR FOREIGN COUNTRY</b>             | <b>COUNTRY OF CITIZENSHIP</b>                                |
| <b>POST OFFICE ADDRESS</b>         | <b>POST OFFICE ADDRESS</b>                        | <b>CITY</b>                                 | <b>STATE &amp; ZIP CODE/COUNTRY</b>                          |

## II. INVENTORSHIP STATEMENT

☒ This application discloses and claims only subject matter disclosed in the prior application whose particulars are set out above and the inventor(s) in this application are ☐ the same as, ☐ less than, those named in the prior application; and it is requested that the following inventor(s) identified above for the prior application be deleted: \_\_\_\_\_

☒ This application discloses and claims additional subject matter with respect to the prior application and a new declaration is forthcoming. With respect to the prior application

whose particulars are set out above the inventor(s) in this application are ☒ the same, ☐ add the following additional inventor(s):

☒ The inventorship for all the claims in this application is ☒ the same, ☐ not the same, and an explanation, including the ownership of the various claims at the time the last claimed invention was made, is submitted.

### III. DECLARATION OR OATH

☐ Continuation or division: ☐ none required.

☒ Continuation-in-part ☐ attached (executed by inventor(s)), ☒ not attached.

### IV. IDENTIFICATION OF CLAIMS

The fees to be charged are to be based on the number of claims as a result of:

☐ the attached preliminary amendment.

☐ entry of the amendment filed under 37 CFR 1.116 on April 6, 1998, in the prior application, which is requested to be entered therein.

☒ the claims as on file in the new CIP application.

### V. FEE CALCULATION

| CLAIMS AS FILED IN CIP APPLICATION  |              |      |           |           |
|-------------------------------------|--------------|------|-----------|-----------|
| Number filed                        | Number Extra | Rate | Basic Fee |           |
|                                     |              |      |           | \$710.00  |
| Total Claims                        | 5            | -20= | 0         | 18.00=    |
| Independent Claims                  | 2            | - 3= | 0         | \$80.00=  |
| Multiple Dependent Claim(s), if any |              |      |           | \$270.00= |

Filing Fee Calculation

\$ 710.00

VI. PETITION FOR SUSPENSION OF PROSECUTION FOR THE TIME NECESSARY TO FILE AN AMENDMENT ☐ Attached is a Petition to Suspend Prosecution for the Time Necessary to File an Amendment.

### VII. SMALL ENTITY STATEMENT

☐ A verified statement that this is a filing by a small entity is attached.

☒ The small entity statement was filed in the parent application Serial No. 09/158,418 which parent application was filed on September 22, 1998 and this status is still proper and its benefit under 37 CFR 1.28(a) is hereby claimed.

Reduced Filing Fee Calculation (50% of above)

\$ 355.00

## VIII. FEE PAYMENT

- ☒ Filing Fee enclosed \$ 355.00  
☐ Fee for Recording Assignment (\$40) \$ \_\_\_\_\_  
☐ Petition fee for filing by other than all the inventors or person not the inventor where inventor refused to sign or cannot be reached (\$130.00) \$ \_\_\_\_\_

Total Fees Enclosed                      \$ 355.00

## IX. METHOD OF PAYMENT OF FEES

- ☒ Enclosed is a check in the amount of \$ 355.00  
☐ Charge Deposit Account No. 23-0630 in the amount of \$ \_\_\_\_\_

## X. AUTHORIZATION TO CHARGE ADDITIONAL FEES

- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 23-0630.

XI. PRIORITY - 35 U.S.C. 119

- ☐ Priority of application Serial No. 0 / filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.
- ☐ The certified copy has been filed on \_\_\_\_\_ in prior U.S. application Serial No. 0 /, filed on \_\_\_\_\_.
- ☐ Certified copy will follow.

XII. RELATE BACK - 35 U.S.C. 120

- ☒ Amend the Specification by inserting before the first line the sentence:  
"This is a Continuation-in-Part application of application Serial No. 09/158,418 filed on  
September 22, 1998".

### XIII. ASSIGNMENT

- ☒ The prior application is assigned of record to American Augers, Inc.  
☐ An assignment of the invention to \_\_\_\_\_  
 is attached. A separate cover sheet for assignment is also attached.

#### XIV. POWER OF ATTORNEY

The power of attorney in the prior application is to John R. Hlavka, Reg. No. 29,076.

- ☒ The power appears in the original papers in the prior application.  
☐ The power does not appear in the original papers, but was filed on \_\_\_\_\_.  
☒ A new power of attorney is forthcoming.

#### XV. MAINTENANCE OF COPENDENCY OF PRIOR APPLICATION

(must be completed and the necessary papers filed in the prior application if the period set in the prior application has run)

- ☐ A petition and fee are enclosed.

## XVI. CONDITIONAL PETITION FOR EXTENSION OF TIME IN PRIOR APPLICATION

☒ No Petition for extension of time is believed to be required. However, this is a conditional petition for extension of time for the pending prior application in the event that the need for an extension of time has been inadvertently overlooked in the prior application.

## XVII. ABANDONMENT OF PRIOR APPLICATION


☐ Please abandon the prior application at a time while the prior application is pending or when the petition for extension of time or petition to revive in that application is granted and when this application is granted a filing date so as to make this application copending with said prior application. At the same time please add the words ", now abandoned" to the end of the sentence amending the specification in XII above.

## XVIII. INFORMATION DISCLOSURE STATEMENT

☐ Submitted herewith is an Information Disclosure Statement.

## XIX. Petition to Withdraw from Issue

☐ A Petition to withdraw the prior application from issue is being filed concurrently herewith for consideration of the Information Disclosure Statement filed hereby in connection with the new CIP application.

  
(signature)

Jennifer Nock Hinton

(name)

Reg No. 47,653

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